IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION NO.7227 OF 2002

P.K. Krishnan .... Petitioner
Vs.
State of Maharashtra & Ors. .... Respondents

None for the Petitioner.

Shri Y.D. Mulani, AGP, for the Respondent Nos.1 and 2.

CORAM: R.M.S. KHANDEPARKAR &
NARESH H. PATIL, JJ.

DATED: AUGUST 25, 2006

P.C:

The writ petition was dismissed for default on 6-5-2005. However, after the passing of the order of dismissal, the Advocate for the petitioner appeared and at his request the order of dismissal was recalled and the petition was restored and it was adjourned for hearing on admission to 16-6-2005. Meanwhile, the petitioner was required to remove the office objections. However, when the matter came up for hearing on 23-6-2005, as nobody appeared on behalf of the petitioner, the same was dismissed for non-prosecution. The petitioner thereafter moved Civil Application No.2057 of 2005 for restoration of the petition which was allowed on condition of donating a sum of Rs.1,000/- to the Maharashtra State Advocates Welfare Fund. The

office noting discloses that the petitioner has neither deposited the said amount nor proof of such deposit having been produced. When the matter is called out today, none has appeared for the petitioner. Shri Y.D. Mulani, AGP, present on behalf of the respondent Nos.1 and 2. As last opportunity, to comply with the order dated 14-9-2005 passed Civil Application No.2057 of 2005, time is extended till 8-9-2006. In case of failure on the part of the petitioner to produce the proof of donation of sum of Rs.1,000/- to the Maharashtra State Advocates Welfare Fund by the said date, the petition shall stand dismissed for non-prosecution, without being referred to the Court.

(Naresh H. Patil, J.) (R.M.S.Khandeparkar, J.)

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